

Appl. No. 09/751,461  
Amdt. dated August 25, 2003  
Reply to Office Action dated April 24, 2003

**Remarks/Arguments:**

Independent claims 1, 13 and 24 are amended. Dependent claims 7, 12, 18 and 23 are cancelled. Their limitations are incorporated into their corresponding dependent claims 1 and 13. Claim 1-6, 8-11, 13-17, 19-22 and 24-26 remain under consideration. The pending claims are rejected under 35 U.S.C. 102(e) as being anticipated by RADHAKRISHNAN et al. (US Patent 7,000,021).

With regards to claim 12, the official action states "RADHAKRISHNAN discloses the method of claim 11 further including deleting all stored MAC layer signals if the sequence number identified in the acknowledge signal does not correspond to a sequence number for a stored MAC layer signal (606 or 622 of FIG. 6)."

606 of Figure 6 of RADHAKRISHNAN states "Sender buffer frees locations from first unacknowledged packet to first packet not received." Presuming that the sequence number is being used to identify the packet, amended claim 1 requires "deleting stored MAC layer signals if the sequence number identified in the acknowledge signal does not correspond to a sequence number for a stored MAC layer signal." This is very different from what 606 of Figure 6 teaches as the claim requires deleting MAC layer signals based upon the sequence number not matching any of the stored MAC signals versus, as RADHAKRISHNAN teaches, deleting MAC signals from a specified range ("first unacknowledged packet" to "first packet not received").

612 of Figure 6 of RADHAKRISHNAN states "Flush packages that have exceeded retry limit". Claim 1, as amended, however, requires a transmitter that "deletes a group of stored MAC layer signals after a specified period has elapsed since receiving the acknowledge signal." While RADHAKRISHNAN discloses using a specified number of retries, the present claim requires a time period for limiting the number of retries before data packets are flushed or deleted.

Similarly, with respect to Figure 7, 714 of RADHAKRISHNAN states "If acknowledgment request retry count has been exceeded, flush all outstanding packets". Col. 8, lls. 26-28 also refer to a "retry count" <emphasis added>. 714 of Figure 7 refers to a "retry count" also.

Thus, it is believed that each of the independent claims overcomes RADHAKRISHNAN

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because RADHAKRISHNAN does not teach what is required by the claims as presently constituted.

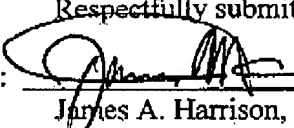
Please direct any questions or comments to the undersigned attorney regarding the Notice of Allowance in this case.

Date:

9-25-07

Respectfully submitted,

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